

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

In re: SCHWOEBLE, RANDY C

§ Case No. 09-17331

§

§

Debtor(s)

§

**TRUSTEE'S FINAL REPORT (TFR)**

The undersigned trustee hereby makes this Final Report and states as follows:

1. The debtor filed a petition under Chapter 7 of the United States Bankruptcy Code on May 13, 2009. The undersigned trustee was appointed on May 13, 2009.
2. The trustee faithfully and properly fulfilled the duties enumerated in 11 U.S.C. §704.
3. All scheduled and known assets of the estate have been reduced to cash, released to the debtor as exempt property pursuant to 11 U.S.C. § 522, or have been or will be abandoned pursuant to 11 U.S.C. § 554. An individual estate property record and report showing the disposition of all property of the estate is attached as **Exhibit A**.

4. The trustee realized the gross receipts of \$ 46,008.76

Funds were disbursed in the following amounts:

Administrative expenses	<u>271.46</u>
Payments to creditors	<u>0.00</u>
Non-estate funds paid to 3rd Parties	<u>0.00</u>
Payments to the debtor	<u>0.00</u>
Leaving a balance on hand of <sup>1</sup>	\$ <u>45,737.30</u>

The remaining funds are available for distribution.

5. Attached as **Exhibit B** is a cash receipts and disbursements record for each estate bank account.

6. The deadline for filing claims in this case was 12/28/2009. All claims of each class which will receive a distribution have been examined and any objections to the allowance of claims have been resolved. If applicable, a claims analysis, explaining why payment on any claim is not being made, is attached as **Exhibit C**.

7. The Trustee's proposed distribution is attached as **Exhibit D**.

<sup>1</sup> The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. § 326(a) on account of the disbursement of the additional interest.

8. Pursuant to 11 U.S.C. § 326(a), the maximum compensation allowable to the trustee is \$5,350.88. To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received \$0.00 as interim compensation and now requests the sum of \$5,350.88, for a total compensation of \$5,350.88. In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$0.00 and now requests reimbursement for expenses of \$337.55, for total expenses of \$337.55.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Date: 04/09/2010 By:/s/RICHARD M. FOGEL  
Trustee

**STATEMENT:** This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

## Form 1

### Individual Estate Property Record and Report

#### Asset Cases

**Case Number:** 09-17331

**Trustee:** (330720) RICHARD M. FOGEL

**Case Name:** SCHWOEBLE, RANDY C

**Filed (f) or Converted (c):** 05/13/09 (f)

**Period Ending:** 04/09/10

**§341(a) Meeting Date:** 06/23/09

**Claims Bar Date:** 12/28/09

Ref. #	1 Asset Description (Scheduled And Unscheduled (u) Property)	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property <u>Abandoned</u> OA=§554(a) DA=§554(c)	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	Real Property- 70 Horseshoe Lane, Lemont (See Footnote)	400,000.00	0.00	DA	0.00	FA
2	Interests in Insurance Policies (See Footnote)	12,000.00	0.00	DA	0.00	FA
3	Autos, trucks, trailers, other vehicles, access. (See Footnote)	475.00	0.00	DA	0.00	FA
4	Household goods and furnishings (See Footnote)	2,000.00	0.00	DA	0.00	FA
5	Wearing apparel (See Footnote)	500.00	0.00	DA	0.00	FA
6	Notes and Accounts Receivable (u) (See Footnote)	0.00	Unknown		46,000.00	FA
Int	INTEREST (u)	Unknown	N/A		8.76	Unknown
7	<b>Assets</b>	<b>Totals (Excluding unknown values)</b>	<b>\$414,975.00</b>	<b>\$0.00</b>	<b>\$46,008.76</b>	<b>\$0.00</b>

RE PROP# 1 No equity

RE PROP# 2 Exempt asset

RE PROP# 3 Exempt asset

RE PROP# 4 Exempt asset

RE PROP# 5 Exempt asset

RE PROP# 6 Trustee investigated debtor's financial affairs and determined that debtor was payee on unscheduled promissory note for \$180,000 payable in 2014. Sold at public auction sale per o/c 11-3-09.

#### Major Activities Affecting Case Closing:

Objections to claims set for hearing on 2-4-10

Initial Projected Date Of Final Report (TFR): December 31, 2010

Current Projected Date Of Final Report (TFR): December 31, 2010

## Form 2

### Cash Receipts And Disbursements Record

Page: 1

Case Number: 09-17331

Case Name: SCHWOEBLE, RANDY C

Taxpayer ID #: \*\*-\*\*0443

Period Ending: 04/09/10

Trustee: RICHARD M. FOGEL (330720)

Bank Name: JPMORGAN CHASE BANK, N.A.

Account: \*\*\*-\*\*\*\*38-65 - Money Market Account

Blanket Bond: \$5,000,000.00 (per case limit)

Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	5 T-Code	6 Receipts \$	7 Disbursements \$	8 Money Market Account Balance
10/14/09	{6}	MORGANFORD HOLDING LLC	Earnest money deposit for promissory note auction	1221-000	1,800.00		1,800.00
10/30/09	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.03		1,800.03
11/13/09	{6}	MORGANFORD HOLDING LLC	Balance due on promissory note	1221-000	44,200.00		46,000.03
11/17/09		To Account #*****3866	Account Transfer	9999-000		232.00	45,768.03
11/30/09	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	0.91		45,768.94
12/31/09	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	1.92		45,770.86
01/29/10	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	1.80		45,772.66
02/10/10		To Account #*****3866	Account Transfer	9999-000		39.46	45,733.20
02/26/10	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	1.74		45,734.94
03/31/10	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.0500%	1270-000	2.05		45,736.99
04/06/10	Int	JPMORGAN CHASE BANK, N.A.	Current Interest Rate is 0.0500%	1270-000	0.31		45,737.30
04/06/10		Wire out to BNYM account 9200*****3865	Wire out to BNYM account 9200*****3865	9999-000	-45,737.30		0.00

ACCOUNT TOTALS	271.46	271.46	\$0.00
Less: Bank Transfers	-45,737.30	271.46	
<b>Subtotal</b>	<b>46,008.76</b>	<b>0.00</b>	
Less: Payments to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$46,008.76</b>	<b>\$0.00</b>	

**Form 2**  
**Cash Receipts And Disbursements Record**

Page: 2

Case Number: 09-17331

Case Name: SCHWOEBLE, RANDY C

Taxpayer ID #: \*\*-\*\*0443

Period Ending: 04/09/10

Trustee: RICHARD M. FOGEL (330720)

Bank Name: JPMORGAN CHASE BANK, N.A.

Account: \*\*\* \*\*\*\*\*38-66 - Checking Account

Blanket Bond: \$5,000,000.00 (per case limit)

Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	5 T-Code	6 Receipts \$	7 Disbursements \$	Checking Account Balance
11/17/09		From Account #*****3865	Account Transfer	9999-000	232.00		232.00
11/17/09	101	McGUIRE'S II, L.L.C.	Transcript of auction sale	2500-000		232.00	0.00
02/10/10		From Account #*****3865	Account Transfer	9999-000	39.46		39.46
02/10/10	102	INTERNATIONAL SURETIES, LTD.	Bond Premium	2300-000		39.46	0.00

ACCOUNT TOTALS	271.46	271.46	\$0.00
Less: Bank Transfers	271.46	0.00	
<b>Subtotal</b>	<b>0.00</b>	<b>271.46</b>	
Less: Payments to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$0.00</b>	<b>\$271.46</b>	

**Form 2**  
**Cash Receipts And Disbursements Record**

Page: 3

Case Number: 09-17331

Case Name: SCHWOEBLE, RANDY C

Taxpayer ID #: \*\*-\*\*0443

Period Ending: 04/09/10

Trustee: RICHARD M. FOGEL (330720)

Bank Name: The Bank of New York Mellon

Account: 9200-\*\*\*\*\*38-65 - Money Market Account

Blanket Bond: \$5,000,000.00 (per case limit)

Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	5 T-Code	6 Receipts \$	7 Disbursements \$	Money Market Account Balance
04/06/10		Wire in from JPMorgan Chase Bank, N.A. account *****3865	Wire in from JPMorgan Chase Bank, N.A. account *****3865	9999-000	45,737.30		45,737.30

ACCOUNT TOTALS	45,737.30	0.00	\$45,737.30
Less: Bank Transfers	45,737.30	0.00	
<b>Subtotal</b>	<b>0.00</b>	<b>0.00</b>	
Less: Payments to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$0.00</b>	<b>\$0.00</b>	

**Form 2**  
**Cash Receipts And Disbursements Record**

Page: 4

Case Number: 09-17331  
Case Name: SCHWOEBLE, RANDY C  
Taxpayer ID #: \*\*-\*\*0443  
Period Ending: 04/09/10

Trustee: RICHARD M. FOGEL (330720)  
Bank Name: The Bank of New York Mellon  
Account: 9200-\*\*\*\*\*38-66 - Checking Account  
Blanket Bond: \$5,000,000.00 (per case limit)  
Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
(No Transactions on File for this Period)							
			ACCOUNT TOTALS		0.00	0.00	\$0.00
			Less: Bank Transfers		0.00	0.00	
			Subtotal		0.00	0.00	
			Less: Payments to Debtors			0.00	
			NET Receipts / Disbursements		\$0.00	\$0.00	

	Net Receipts	Net Disbursements	Account Balances
<b>TOTAL - ALL ACCOUNTS</b>			
MMA # ***-*****38-65	46,008.76	0.00	0.00
Checking # ***-*****38-66	0.00	271.46	0.00
MMA # 9200-*****38-65	0.00	0.00	45,737.30
Checking # 9200-*****38-66	0.00	0.00	0.00
	<b>\$46,008.76</b>	<b>\$271.46</b>	<b>\$45,737.30</b>

**TRUSTEE'S PROPOSED DISTRIBUTION**

Exhibit D

Case No.: 09-17331  
Case Name: SCHWOEBLE, RANDY C  
Trustee Name: RICHARD M. FOGEL

Claims of secured creditors will be paid as follows:

<i>Claimant</i>	<i>Proposed Payment</i>
<u>Illinois Department of Revenue</u>	\$ <u>34,809.25</u>

Applications for chapter 7 fees and administrative expenses have been filed as follows:

<i>Reason/Applicant</i>	<i>Fees</i>	<i>Expenses</i>
<i>Trustee</i> <u>RICHARD M. FOGEL</u>	\$ _____	\$ <u>337.55</u>
<i>Attorney for trustee</i> <u>SHAW GUSSIS FISHMAN GLANTZ</u>	\$ <u>3,360.00</u>	\$ <u>140.47</u>
<i>Appraiser</i> _____	\$ _____	\$ _____
<i>Auctioneer</i> _____	\$ _____	\$ _____
<i>Accountant</i> <u>ALAN D. LASKO &amp; ASSOCIATES, P.C.</u>	\$ <u>1,729.20</u>	\$ <u>9.95</u>
<i>Special Attorney for trustee</i> _____	\$ _____	\$ _____
<i>Charges,</i> <u>U.S. Bankruptcy Court</u>	\$ _____	\$ _____
<i>Fees,</i> <u>United States Trustee</u>	\$ _____	\$ _____
<i>Other</i> _____	\$ _____	\$ _____
<i>Trustee</i> <u>RICHARD M. FOGEL</u>	\$ <u>5,350.88</u>	\$ _____

Applications for prior chapter fees and administrative expenses have been filed as follows:

<i>Reason/Applicant</i>	<i>Fees</i>	<i>Expenses</i>
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<i>Attorney for debtor</i>	\$	\$
<i>Attorney for</i>	\$	\$
<i>Accountant for</i>	\$	\$
<i>Appraiser for</i>	\$	\$
<i>Other</i>	\$	\$

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$0.00 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

<i>Claim Number</i>	<i>Claimant</i>	<i>Allowed Amt. of Claim</i>	<i>Proposed Payment</i>
	N/A		

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$ 365,904.41 have been allowed and will be paid *pro rata* only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be 0.0 percent.

Timely allowed general (unsecured) claims are as follows:

<i>Claim Number</i>	<i>Claimant</i>	<i>Allowed Amt. of Claim</i>	<i>Proposed Payment</i>
1A	<u>AVAYA INC</u>	\$ 360.84	\$ 0.00
2	<u>AFM Properties</u>	\$ 133,384.36	\$ 0.00
5	<u>NEW LIFE TRANSPORT</u>	\$ 4,863.79	\$ 0.00
6	<u>HARBOR AMERICA BROKERAGE LTD.</u>	\$ 89,819.42	\$ 0.00
7	<u>MIDWEST TRAILER REPAIR, INC</u>	\$ 7,710.00	\$ 0.00
8	<u>MICHAEL &amp; MARIBETH SLEEPECK</u>	\$ 66,666.00	\$ 0.00
9	<u>Ernest Everett</u>	\$ 2,100.00	\$ 0.00
11	<u>Village of Stickney</u>	\$ 21,000.00	\$ 0.00
12	<u>METRO WATER RECLAMATION</u>	\$ 40,000.00	\$ 0.00

Tardily filed claims of general (unsecured) creditors totaling \$ 9,510.70 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be 0.0 percent.

Tardily filed general (unsecured) claims are as follows:

<i>Claim Number</i>	<i>Claimant</i>	<i>Allowed Amt. of Claim</i>	<i>Proposed Payment</i>
13	Vineland Construction Co.	\$ 9,510.70	\$ 0.00

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$ 0.00 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 0.0 percent.

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

<i>Claim Number</i>	<i>Claimant</i>	<i>Allowed Amt. of Claim</i>	<i>Proposed Payment</i>
	N/A		

The amount of surplus returned to the debtor after payment of all claims and interest is \$ 0.00.